

**MARYLAND DEPARTMENT OF THE ENVIRONMENT**  
 1800 Washington Avenue, Suite 620 • Baltimore Maryland 21230-1719  
 (410) 537-3442 • 1-800-633-6101 • http://www.mde.state.md.us

LAND MANAGEMENT ADMINISTRATION  
 Oil Control Program

Report of Observations

Type of Observations: Review of third party inspection  
 Site/Facility Name: Commercial Fuel Systems, Inc  
 Location: 930 Port St. Easton  
 Point of Contact: Tim Miller  
 Fax:

Facility ID No.: 1656  
 Date: 3/16/16  
 Telephone: 410-310-3553  
 Page 1 of 3

Facility Inspection Status: FAIL

Remarks:

A third party inspection was performed on 5/1/15 at the above referenced facility located in Talbot County. For all sections listed with a status of 'fail', corrective actions are required to comply with the Code of Maryland Regulations (COMAR). Submit data verifying compliance to Maryland Department of the Environment (MDE). The following requirements were issued in the Report of Observations dated 6/26/15 and have not been completed. Due to the existing violations, additional enforcement action may be forthcoming. Failure to perform the advised actions will result in enforcement proceedings including the issuance of a Delivery Ban, civil penalties, and other legal sanctions.

Note: On 2/12/16, inspector contacted Mr. Miller (410-301-3553) via a telephone conversation. Mr. Miller stated that he was unsure if the tanks contained 1 inch or less of product. Inspector explained to Mr. Miller that the UST systems at the above referenced facility have been out of service for a period longer than 1 year and that the Department is requiring corrective actions immediately. On 3/15/16, Mr. Miller provided an email to the inspector, stating Mr. Miller has contacted Kyle Nelson of Clean Fuel Associates. According to the email, Mr. Nelson is working on a quote to address the repairs.

Status	Section No.	Comments
Fail	Reg.	** Submit verification of the piping material for each UST system
Fail	3	** The UST systems have been out of service for a period longer than 1 year and remains out of service on this date. See requirements below.
Fail	4b.	** Submit verification that the shear valves under dispenser #6 and #7 are properly secured to the pump island
Fail	5b.	** Submit verification that the vent riser pipes are protected from vehicle traffic
Fail	6a.	** Submit a copy of the most recent spill catch basin test records. If a test has not been performed within the past year, conduct a test in accordance with Maryland Containment System Testing Protocol and submit records.
Fail	8 pipe	** Submit verification of the piping construction for each UST system. ** Submit a copy of the most recent CP test performed on the flex connectors/metal piping located under each dispenser and at each STP. Test must have been performed within the past year to be valid.
Fail	8 tank	** Submit a copy of the most recent 5 year assessment performed on the impressed current system. ** Submit verification that the impressed current system is turned on and has power. ** Submit a copy of the most recent CP test performed on the tank systems. Test must be dated within the past year to be valid.
Fail	9 tank/pipe	** Submit a copy of the 60 day impressed current inspection log that is maintained on site ** Submit a copy of the most recent precision test records of the underground storage <b>tank and piping</b> systems to include commercial name of the test equipment, name of the testing company, name of the person conducting the test, certification information for the person conducting the test, data accumulated by the test, and the results of the precision test.

**MARYLAND DEPARTMENT OF THE ENVIRONMENT**  
1800 Washington Avenue, Suite 620 • Baltimore Maryland 21230-1719  
(410) 537-3442 • 1-800-633-6101 • http://www.mde.state.md.us

LAND MANAGEMENT ADMINISTRATION  
Oil Control Program

Report of Observations

Type of Observations: Review of third party inspection  
Site/Facility Name: Commercial Fuel Systems, Inc  
Location: 930 Port St. Easton  
Point of Contact: Tim Miller  
Fax:

Facility ID No.: 1656  
Date: 10/15/15  
11/16/15  
Telephone: 410-310-3553  
Page 2 of 3

- |      |         |  |
|------|---------|--|
| Fail | 11      | <p>** Perform inventory in accordance with "Doing Inventory Control Right". USEPA publication 510-B93-044 1993, incorporated by reference in COMAR 26.10.02.061 The owner or operator shall ensure the liquid level of metered storage systems is measured using a stick or electronic method each day of operation, and shall reconcile the results with pump meter readings and receipt of product. These records shall be kept for 5 years at the facility or a location under the control of and designated by the owner or operator and shall be made available to the Department for inspection.</p> <p>** Submit inventory records when the USTs are placed back in service.</p> <p>** Ensure an appropriate tank calibration chart and gauge stick in good condition capable of measuring the full height of the tank to an eighth inch are available on site.</p> |
| Fail | 12 tank | <p>** Current ATG is not working at time of inspection.</p> <p>** Submit verification that the ATG is operating in accordance with Manufactures specifications.</p> <p>** Submit documentation of the most recent automatic tank gauging system certification to include date of the certification, company and name of the person performing the certification, make and model of the automatic tank gauging system, location of the sensors and probes, probe and sensor types, type of inspection performed, type of functionally test performed, verification of proper installation, repairs made, corrections performed, and signature of the person performing the certification.</p> <p>** Submit release detection records when the USTs are placed back in service.</p>  |
| Fail | 12 pipe | <p>** Submit documentation of the most recent automatic line leak detector certification to include date of the certification, company and name of the person performing the certification, make and model of the automatic line leak detector, type of inspection performed, type of functionally test performed, verification of proper installation, repairs made, corrections performed, and signature of the person performing the certification.</p>   |
| Fail | 14      | <p>** Submit a copy of all class A, B &amp; C operator training certificates.</p> <p>** Submit a copy of written operator instructions that are maintained onsite.</p> <p>** Submit verification that an emergency contacts sign that is maintained onsite.</p> <p>** Do not dispenser fuel without a class A, B and C operator present for the facility.</p> <p>** A brochure with information about operator training was left onsite with Mr. Miller.</p>   |

**MARYLAND DEPARTMENT OF THE ENVIRONMENT**  
1800 Washington Avenue, Suite 620 • Baltimore Maryland 21230-1719  
(410) 537-3442 • 1-800-633-6101 • <http://www.mde.state.md.us>

LAND MANAGEMENT ADMINISTRATION  
Oil Control Program

Report of Observations

Additional Requirements listed on page #3

Type of Observations: Review of third party inspection  
Site/Facility Name: Commercial Fuel Systems, Inc  
Location: 930 Port St. Easton  
Point of Contact: Tim Miller  
Fax:

Facility ID No.: 1656  
Date: 10/15/15  
Telephone: 410-310-3553  
Page 3 of 3

**Additional Requirements:**

**Bring the UST systems into compliance by following the requirements listed above or properly abandon the tank systems by removal in accordance with the following immediately:**

1. Properly abandon the UST systems by removal in the continuous on-site presence and under the direction of a Maryland certified underground storage tank technician or remover in accordance with COMAR. A notification must be made to Inspector Michael Jester at (410) 537-3024 72-hours prior to abandonment to schedule an inspection.
2. Perform an assessment of the tank and piping excavation to determine if there is evidence of a release. The assessment must include sampling of the soil and groundwater (if present) in accordance with the following:
  - Minimum of two samples below each tank
  - Minimum of one sample at 20 ft. intervals along each piping trench
  - Analyze all samples for full suite VOCs including fuel oxygenates and total petroleum hydrocarbons-gasoline and diesel range organics by US EPA methods 8260 and 8015B respectively
3. Submit a UST closure report to include but not limited to description of activities associated with the removal, condition of the tanks and piping, field screening results, site sketch, photographs, copies of receipts for soil and tank disposals and copies and brief summary of the laboratory analytical results.

\*\* A copy of this report was emailed to Mr. Tim Miller on this date.

**Person Interviewed:**

Print: \_\_\_\_\_

Sign: \_\_\_\_\_

Matt Mueller  
Environmental Compliance Specialist  
Office: 410-537-3574  
Fax: 410-537-3092  
Email: [Matthew.Mueller@Maryland.gov](mailto:Matthew.Mueller@Maryland.gov)







Matthew Mueller -MDE- <matthew.mueller@maryland.gov>

## 930 Port

Matthew Mueller -MDE- <matthew.mueller@maryland.gov>

Wed, Mar 16, 2016 at 8:27 AM

To: Tim Miller <tmiller@nationalpremiumbeer.com>

Mr. Miller,

I will add your provided information to the file before the meeting. Attached is a Report of Observation of the current status of the facility.

Thank you,

Matt Mueller

Environmental Compliance Specialist

MD Department of Environment


1800 Washington Blvd.

Baltimore, MD 21230

Office (410) 537 - 3574

Cell (410) 365 - 0216

[Quoted text hidden]

 **1656 ROO 3.16.16.pdf**  
102K